

FILED  
U.S. DISTRICT COURT  
AUGUSTA DIV.

IN THE UNITED STATES DISTRICT COURT

2018 FEB -9 PM 3:01

FOR THE SOUTHERN DISTRICT OF GEORGIA

DUBLIN DIVISION

CLERK *[Signature]*  
SO. DIST. OF GA.

OWEN FOSKEY SPIVEY,

)

Plaintiff,

)

v.

)

CV 316-078

)

NANCY A. BERRYHILL, Acting  
Commissioner of Social Security  
Administration,

)

Defendant.

)

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**O R D E R**

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After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which no objections have been filed. Accordingly, the Court **ADOPTS** the Report and Recommendation of the Magistrate Judge as its opinion. Pursuant to sentence six of 42 U.S.C. § 405(g), the Court **REVERSES** the Acting Commissioner's final decision and **REMANDS** this case to the Acting Commissioner for further consideration in accordance with the Court's opinion.

SO ORDERED this 9/10 day of February, 2018, at Augusta, Georgia.

*Randy H. Bowen*  
UNITED STATES DISTRICT JUDGE